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6 Attorney for CARLOS RUELAS-VALDOVINOS

7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF WASHINGTON

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 VS.
12 CARLOS RUELAS-
13 VALDOVINOS,

14 Defendant.

NO. 4:21-cr-06028-MKD-9

RESPONSE TO
GOVERNMENT'S MOTION
TO DETAIN

Date: 04/13/2022
Time: 3:30 PM

15 TO: UNITED STATES DISTRICT COURT CLERK
16 TO: STEFANIE VAN MARTER, ASST. UNITED STATES
17 ATTORNEYS
18

19 Comes now, CARLOS RUELAS-VALDOVINOS, by and through his
20 attorney, Scott W. Johnson, of JOHNSON & ORR, PLLC, and hereby moves this
21 court to release Mr. RUELAS-VALDOVINOS on his own recognizance. This
22 response is based upon the filed documents to date and the following information and
23 argument.

24 **RESPONSE**

25 Mr. Ruealas-Valdovinos requests that the Court release him with conditions
26 that the court sees fit.

In examining the first 3142 factor, the nature of the charge is a drug case. The
discovery is voluminous and defense in this case has only had possession of the
discovery since Friday April 8th and as such cannot elaborate on the facts of the case,

1 however, from a cursory glance, it does not appear that the case involves any minors,
2 firearms, explosives, or destructive devices.

3 The second factor, the weight of the evidence, is also relatively unknown to
4 the defense at this point. Again, after a cursory review of the discovery Mr. Ruelas-
5 Valdovinos's alleged role was minor, only making an appearance in the discovery on
6 one incident.

7 The third factor involves examining the history and characteristics of the
8 accused.

9 Mr. Ruelas-Valdovinos is currently married. Mr. Ruelas-Valdovinos and his
10 wife have two children, Neveah, 4 years old, and Daleyza, 2 years old. Both children
11 live with him at their home. Mr. Ruelas-Valdovinos's family lives locally. His
12 mother and father live in Sunnyside, as do his siblings. Mr. Ruelas-Valdovinos has
13 no connections outside of the county and none to Mexico. According to his wife, Mr.
14 Ruelas-Valdovinos has resided in the USA since he was 5-years old, and he doesn't
15 have a passport.

16 Mr. Ruelas-Valdovinos works part time at Moreno Auto Sales in Sunnyside,
17 WA. Mr. Ruelas-Valdovinos believes that, if released, he will continue to have a job
18 there.

19 Mr. Ruelas-Valdovinos has an 11th grade education from Sunnyside High
20 School.

21 Mr. Ruelas-Valdovinos does not use any drugs and only drinks infrequently.
22 At his meeting with Erica Helms for his pretrial services report, Mr. Ruelas-
23 Valdovinos stated he only drinks once every couple of months and not to excess.

24 Mr. Ruelas-Valdovinos has minimal criminal history, mostly relating to
25 driving charges. Further, none of these charges resulted in convictions.
26

1 At the time of these allegations, Mr. Ruelas-Valdovinos was not on probation
2 or parole.

3 Mr. Ruelas-Valdovinos has no mental health issues.

4 If released, Mr. Ruelas-Valdovinos would be living at his home with his wife
5 and children at their home.

6 There are certainly conditions of release that will reasonably assure the
7 appearance of Mr. Ruelas-Valdovinos. There is no indication Mr. Ruelas-
8 Valdovinos is a threat to any other person or the community. By requiring conditions
9 that this Court deems appropriate, the Court can be assured of Mr. Ruelas-
10 Valdovinos's future appearance.

11
12 Dated this 12th day of April, 2022.

13 Respectfully Submitted,

14 "s/Scott W. Johnson"
15 SCOTT W. JOHNSON, WSBA #27839
16 Attorney for RUELAS-VALDOVINOS
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CERTIFICATE OF SERVICE

I declare under penalty of perjury under the laws of the State of Washington, that on April 13th, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following:

Stefanie Van Marter, U.S. Attorneys, 920 W. Riverside, Rm 300, Spokane, WA 99201

Dated this 13th day of April, 2022.

“s/Scott W. Johnson”

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